

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

Richard Lee Bates DIN# 16A3007

16CV7368

(In the space above enter the full name(s) of the plaintiff(s).)

COMPLAINT

under the

Civil Rights Act, 42 U.S.C. § 1983

Jury Trial: Yes ☐ No ☒
(check one)

- Defendant No. 1 NEW YORK POLICE DEPARTMENT
POLICE OFFICER ALBERT CASTILLO #7524
- Defendant No. 2 POLICE OFFICER BAACOM, SHIELD 30704
- Defendant No. 3 POLICE OFFICER JENNIFER SMITH #2602
- Defendant No. 4 FILED ON RAKERA, PLAND, NY
- Defendant No. 5 FILED ON JUDGE R. STOJZE
MANHATTAN, SUPREM, COURT.

(In the space above enter the full name(s) of the defendant(s). If you cannot fit the names of all of the defendants in the space provided, please write "see attached" in the space above and attach an additional sheet of paper with the full list of names. The names listed in the above caption must be identical to those contained in Part I. No addresses should be included here.)

I plead guilty to a
crime I never did
I need a conviction
over turned. Set me
free. Courts gave
me a legal prison
term. I was Rail
Road by courts
in Manhattan NY
im being law sued
for wrongful conviction.

I. Parties in this complaint:

- A. List your name, identification number, and the name and address of your current place of confinement. Do the same for any additional plaintiffs named. Attach additional sheets of paper as necessary.

Plaintiff

Name Richard Lee Bates
ID # 16A3007
Current Institution DOWNSTATE CORRECTIONAL FACILITY
Address BOX F RED SCHOOLHOUSE ROAD
FISHKILL, NEW YORK 12524-0445

- B. List all defendants' names, positions, places of employment, and the address where each defendant may be served. Make sure that the defendant(s) listed below are identical to those contained in the above caption. Attach additional sheets of paper as necessary.

Defendant No. 1 Name OFFICER ROACOM Shield # 30704
 Where Currently Employed POLICENT PRECENT STATION
 Address NEW YORK CITY

Defendant No. 2 Name OFFICER JENNIFER SMITH Shield # 2602
 Where Currently Employed POLICENT PRECENT STATION
 Address NEW YORK CITY

Defendant No. 3 Name OFFICER MR. ALBERT CASTI Shield # 7524
 Where Currently Employed ALBERT CASTI
 Address NEW YORK CITY
POLICENT PRECENT STATION

Defendant No. 4 Name JUDGE MR. R. STOLZE Shield # _____
 Where Currently Employed MANHATTAN SUPREM COURT
 Address 100 CENTREE STREET, NEW YORK

Defendant No. 5 Name _____ Shield # _____
 Where Currently Employed _____
 Address _____

II. Statement of Claim:

State as briefly as possible the facts of your case. Describe how each of the defendants named in the caption of this complaint is involved in this action, along with the dates and locations of all relevant events. You may wish to include further details such as the names of other persons involved in the events giving rise to your claims. Do not give any legal arguments or cite any cases or statutes. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. Attach additional sheets of paper as necessary.

A. In what institution did the events giving rise to your claim(s) occur? ON NEW YORK
POLICENT PRECENT STATION AND ON Rikers - Island

B. Where in the institution did the events giving rise to your claim(s) occur? ON Rikers
Island State Jail

C. What date and approximate time did the events giving rise to your claim(s) occur? 1st 2/01/14
in MANHATTAN, NEW YORK

D. Facts: I'm being unlawfully detained in prison for a crim I never did in Manhattan New York New York City back in the year 2014 I was - accused of a second degree burglary something I never did they have no - proof of me stealing nothing from Hampton Hotel - they can't prove I broke into - nobody's - hotel - room I was set up by the New York police department - falsely - arrested my charge - showed as been for a crim - criminal trespass - the hotel security guys stole - that lady's diamond ear - rings / blame me / cause I wasn't suppose to be there so it makes it look like I did it / BUT I DIDN'T DO IT / MY LAWYER WAS A LEGAL AID NAME MA. BARBARA HB / SHE SAID IF I GO TO TRIAL AND BLOW IT - 30 YEARS THE CASE WAS SUPPOSE TO BE A CRIMINAL TRESPASS / I WAS MURDERED BY MANHATTAN COURTS TO COME OUT TO A ELEGAL PRISON TERM FOR A CRIM I NEVER DID

III. Injuries:

cause of my past record.
If you sustained injuries related to the events alleged above, describe them and state what medical treatment, if any, you required and received.

ONLY INJURED / I HAVE / IS / SUFFERING FOR / A - CRIM GOD KNOWS I NEVER DID ONE / I'M FREE NEW YORK NEED TO MAKE SURE I GET MY INTERSTATE COMPACT TO TULSA, OKLAHOMA TRANSFER MY PAROLE TO - HALF WAY HOUSE IN OKLAHOMA / SOON AS POSSIBLE

IV. Exhaustion of Administrative Remedies:

The Prison Litigation Reform Act of 1995, 42 U.S.C. § 1997e(a), requires that "[n]o action shall be brought with respect to prison conditions under section 1983 of this title, or any other Federal law, by a prisoner confined in any jail, prison, or other correctional facility until such administrative remedies as are available are exhausted." Administrative remedies are also known as grievance procedures.

A. Did your claim(s) arise while you were confined in a jail, prison, or other correctional facility?
Yes ☒ No ☐

If YES, name the jail, prison, or other correctional facility where you were confined at the time of the events giving rise to your claim(s): on Rikers Island and police present station

B. Does the jail, prison or other correctional facility where your claim(s) arose have a grievance procedure?

Yes ☒ No ☐ Do Not Know ☐ on Rikers Island

C. Does the grievance procedure at the jail, prison or other correctional facility where your claim(s) arose cover some or all of your claim(s)?

Yes ☒ No ☐ Do Not Know ☐ on Rikers Island NY State Jail

If YES, which claim(s)?

D. Does the grievance procedure at the jail, prison or other correctional facility where your claim(s) arose not cover some of your claim(s)?

Yes ☒ No ☐ Do Not Know ☐

If YES, which claim(s)? a Response back from officials/never heard back - C/Os are lazy on Rikers Island

E. Did you file a grievance in the jail, prison, or other correctional facility where your claim(s) arose?

Yes ☒ No ☐ on Rikers Island, New York

If NO, did you file a grievance about the events described in this complaint at any other jail, prison, or other correctional facility?

Yes ☐ No ☐

F. If you did file a grievance, about the events described in this complaint, where did you file the grievance? on Rikers Island State Jail New York

C. 95. Bulbida
1. Which claim(s) in this complaint did you grieve? unlawful imprisonment

2. What was the result, if any? never heard back from no one

3. What steps, if any, did you take to appeal that decision? Describe all efforts to appeal to the highest level of the grievance process. I just wrote about my false arrest / on my unlawful imprisonment / on Rikers Island State Jail and my false arrest by - New York - police department

G. If you did not file a grievance, did you inform any officials of your claim(s)?

Yes ☒ No ☐

1. If YES, whom did you inform and when did you inform them? TO Warden
on C-95. BUILDING Rikers, Island

2. If NO, why not? I NEVER WENT BACK FROM
NOONE/ on Rikers, Island
C-95. BUILDING

I. Please set forth any additional information that is relevant to the exhaustion of your administrative remedies.

THE STATE OF NEW YORK HAS VIOLATED
MY CIVIL RIGHTS / #1. FALSE ARREST
BY N.Y. POLICE DEPARTMENT / #2 UNLAWFUL
IMPRISONMENT - BY Rikers, Island
#3. Rongrui - CONVICTION BY JUDGE R.
STOLZE #4. Illegal prison term - BY STOLZE
BY MANHATTAN - FALSE CONVICTION BY / DISTRICT
Note: You may attach as exhibits to this complaint any documents related to the exhaustion of your administrative remedies. ATTORNEY

V. Relief:

State what you want the court to do for you.

1. Billion Dollars from
NEW YORK POLICE DEPARTMENT / I need
\$1. - Billion Dollars from MANHATTAN, NEW
YORK SUPREME COURT DISTRICT ATTORNEY'S
OFFICE / FOR Rongrui conviction
\$1. - Billion Dollars from
MANHATTAN, NEW YORK SUPREME COURT
OFFICE / I need it for - Illegal prison
term / I need \$1. Billion - Dollars
from - Rikers, Island NY State Jail
now \$ That's 4. Billion Dollars Total
for 551. Days of unlawful imprisonment
put - money in - my name

VI. Previous lawsuits:

A. Have you filed other lawsuits in state or federal court dealing with the same facts involved in this action?

Yes ☒ No ☐

open me a Bank Account at

Bank of America

put 2 Billion Dollars in it / \$2. Billion in ~~other~~ OTHER
BANK ACCOUNT in my name / Give me my pin #s

B. If your answer to A is YES, describe each lawsuit in questions 1 through 7 on the next page. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same format.)

1. Parties to this previous lawsuit:

Plaintiff

Defendants

Law suits filed on N.Y. police department

2. Court (if federal court, name the district; if state court, name the county) MANHATTAN, NY

3. Docket or Index number #16-3017

4. Name of Judge assigned to your case R. STOLZE / MANHATTAN, NY

5. Approximate date of filing lawsuit 11.12.2016

6. Is the case still pending? Yes No

If NO, give the approximate date of disposition 11.12.2016

7. What was the result of the case? (for example: Was the case dismissed? Was there judgment in your favor? Was the case appealed?) IM WORKING ON MY

APPEAL FROM NOW TRYING TO GET
MY FREEDOM BACK AND A HALFWAY HOUSE
TO GO TO IN TULSA, OKLAHOMA

D. Have you filed other lawsuits in state or federal court otherwise relating to your imprisonment?
Yes No

E. If your answer to D is YES, describe each lawsuit in questions 1 through 7 on the next page. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same format.)

1. Parties to this previous lawsuit:

Plaintiff

Defendants

Richard Lee Bates

2. Court (if federal court, name the district; if state court, name the county) MANHATTAN, NY

3. Docket or Index number #16-3017

4. Name of Judge assigned to your case R. STOLZE / MANHATTAN, NY

5. Approximate date of filing lawsuit: 11.12.2016

6. Is the case still pending? Yes No

If NO, give the approximate date of disposition

7. What was the result of the case? (for example: Was the case dismissed? Was there judgment in your favor? Was the case appealed?) IM WORKING ON MY

APPEAL FROM NOW ON IM - YES
TRYING TO GET MY FREEDOM BACK
AND A HALFWAY HOUSE
TO GO TO IN TULSA, OKLAHOMA

Signed this 11 day of 12, 2016 I declare under penalty of perjury that the foregoing is true and correct.

Signature of Plaintiff

Inmate Number

Mailing address

Richard Lee Bates

16A3007

BOX F

RED SCHOOLHOUSE ROAD

FISHKILL, NEW YORK

12524-0445

Note: All plaintiffs named in the caption of the complaint must date and sign the complaint and provide their inmate numbers and addresses.

I declare under penalty of perjury that on this 11 day of 12, 2016, I will deliver this complaint to prison authorities to be mailed to the *Pro Se* Office of the United States District Court for the Southern District of New York.

Signature of Plaintiff:

Richard Lee Bates

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

Richard Lee Bates

Plaintiff

-VS-

REQUEST TO PROCEED
IN FORMA PAUPERIS

Rikers, Hand Defendant(s) NEW YORK Jail

I, Richard Lee Bates, am the plaintiff in the above entitled case. I hereby request to proceed without being required to prepay fees or costs or give security therefore. I state that because of my poverty I am unable to pay the costs of said proceeding or to give security therefore, and I believe I am entitled to redress.

1. If you are presently employed:
- a) give the name and address of your employer
 - b) state the amount of your earnings per month

2. If you are NOT PRESENTLY EMPLOYED:
- a) state the date of start and termination of your last employment
 - b) state your earnings per month.

YOU MUST ANSWER THIS QUESTION EVEN IF YOU ARE INCARCERATED.

DECATOR, GEORGIA / BLUE RIBBONS GARMENT / \$199.00 DOLLARS / a /
WEEK

3. Have you received, within the past twelve months, any money from any source? If so, name the source and the amount of money you received.

\$ 20.00 DOLLARS / RIKERS HAND / TOOK IT FOR PHON
CALLS

- a) Are you receiving any public benefits? ☒ No. ☐ Yes, \$ _____
- b) Do you receive any income from any other source? ☒ No. ☐ Yes, \$ _____

4. Do you have any money, including any money in a checking or savings account? If so, how much? I need my LAW SUITS WON" BOR CRUEL and unyellope punishment by New York State
5. Do you own any apartment, house or building, stock, bonds, notes, automobiles or other property? If the answer is yes, describe the property and state its approximate value.
☐ No ☒ Yes, my family own a house/and car
my SISTER
6. List the person(s) that you pay money to support and the amount you pay each month.
LISSON I DONT PAY NOTHING IM/BROM
TULSA, OKLAHOMA/ NEW YORK owe me money.
7. Do you pay for rent or for a mortgage? If so, how much each month? I want mine
I DONT PAY MY family pays/ mortgage.
8. State any special financial circumstances which the Court should consider.
my case in MANHATTAN, New York SUPREM
COURT Gets over/turned and I Get paid
\$4. Billion Dollars/ from/ my law suits
and set free out of New York Department
of CORRECTIONS/ BOR unlawful imprisonment

I understand that the Court shall dismiss this case if I give a false answer to any questions in this declaration. In addition, if I give a false answer I will be subject to the penalties for perjury.

I declare under the penalty of perjury that the foregoing is true and correct.

Signed this 11 day of 12, 2016.

Richard Lee Bates
 (signature)

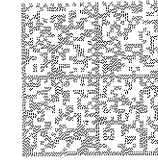
DOWNSTATE CORRECTIONAL FACILITY

BOX F
RED SCHOOLHOUSE ROAD
FISHKILL, NEW YORK 12524-0445

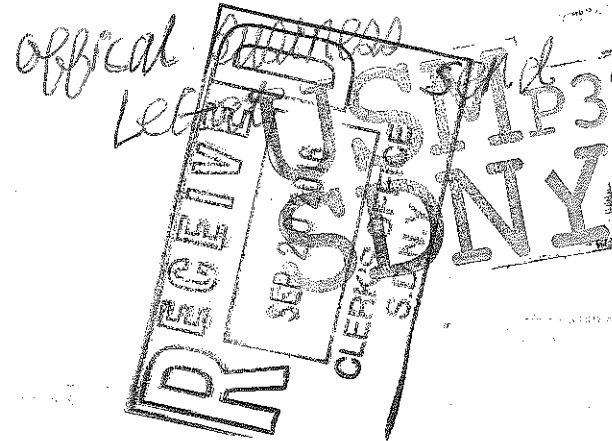
NAME: Richard Bates DIN: 16A3007

DOWNSTATE

CORRECTIONAL
FACILITY



UNITED STATES POSTAGE
PITNEY BOWES
02 1M \$ 00.88⁵
0004279598 SEP 13 2016
MAILED FROM ZIP CODE 12524



send TO UNITED STATES DISTRICT
COURT
SOUTHERN DISTRICT OF NEW YORK
DANIEL PATRICK MOYNIHAN
UNITED STATES COURTHOUSE
500 PEARL STREET, ROOM 230
NEW YORK, NEW YORK 10007